IN RE: PETITION FOR ADMIN. VARIANCE S/W corner of Glenwood Avenue and Oxford Place 1st Election District 1st Councilmanic District

> Valerie Dearing Petitioners

(60 Glenwood Avenue)

BEFORE THE

DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* CASE NO. 02-383-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Administrative Variance filed by Valerie Dearing, the legal owner of the subject property. The variance request is for property located at 60 Glenwood Avenue in the Catonsville area of Baltimore County. The Petitioner herein seeks a variance from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R), to permit a detached accessory structure (proposed garage) to be located outside of that third of the lot farthest removed from any street. The subject property and requested relief are more particularly described on Petitioner's Exhibit No. 1, the plat to accompany the Petition for Administrative Variance.

The Petitioner having filed a Petition for Administrative Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioner has filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict

Park Street

compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioner.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this $\frac{1}{2} \frac{1}{2} \frac{1}{2}$

1. The Petitioner may apply for her building permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at her own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioner would be required to return, and be responsible for returning, said property to its original condition.

TIMOTHY M. KOTROCO

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

TMK:rai





Suite 405, County Courts Bldg. 401 Bosley Avenue Towson, Maryland 21204 410-887-4386

Fax: 410-887-3468

April 11, 2002

Ms. Valerie Dearing 60 Glenwood Avenue Catonsville, Maryland 21228

Re: Petition for Administrative Variance

Case No. 02-383-A

Property: 60 Glenwood Avenue

Dear Ms. Dearing:

Enclosed please find the decision rendered in the above-captioned case. The Petition for Administrative Variance has been granted in accordance with the enclosed Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days from the date of the Order to the Department of Permits and Development Management. If you require additional information concerning filing an appeal, please feel free to contact our appeals clerk at 410-887-3391.

Very truly yours,

Timothy M. Kotroco

Deputy Zoning Commissioner

TMK:raj Enclosure



ORDER RECEIVED FOR FILING

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 60 2/164 ENWOOD AND which is presently zoned D.R. 5.5

I/We do solemnly declare and affirm, under the penalties of

This Petition shall be filed with the Department of Permits and Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s)

400.1 BCZR to Permit a detached

accessory building (a proposed garage) to be located outside of that third of the lot farthest removed from any

of the zoning regulations of Baltimore County, to the zoning law of Baltimore County, for the reasons indicated on the back of this petition form

Property is to be posted and advertised as prescribed by the zoning regulations.

I, or we, agree to pay expenses of above Variance, advertising, posting, etc. and further agree to and are to be bounded by the zoning regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County.

		perjury, that I/we is the subject of the	are the legal owner(s) of the $\mathfrak f$ his Petition.	property which
Contract Purchaser/Lessee:		Legal Owner(
		12:21	is Bearing	Ĩ.
Name - Type or Print		Name Type or Pri	The Don't	ina
Signature		Signature		J
Address	Telephone No	Name - Type or Prir	nt	
City State	Zip Code	Signature		410
Attorney For Petitioner:			-lenuicoa tu	16 749284
		Address	Isville MD.	Telephone No
Name - Type or Print		City	State	Zip Code
Signature		<u>Representativ</u>	ve to be Contacted:	
Company		Name	——————————————————————————————————————	
Address	Telephone No.	Address		Telephone No
City State	Zip Code	City	State	Zip Code
Public Hearing having been formally demander that	d and/or found to be	required, it is ordered	by the Zoning Commissioner of ublic hearing, advertised, as requ	Baltimore County,
regulations of Baltimore County and that the property	be reposted.	ms petition be set to: a pr	ubiic nearing, advertised, as requ	med by the zoning
7			,	~
		Zoning Co	ommissioner of Baltimore County	
CASE NO. <u>02 383 A</u>	Rev	riewed By	Date <u>3/1 レ</u> /	02
REV 10/25/01	Esti	imated Posting Date	e 3/22/02	

ffidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) doe	es/do presently reside at	60 Glenwood	Ave.	
			MT	21228
		<u>Catonsville</u>	MD State	Zip Code
That based upon pers Variance at the above	sonal knowledge, the follo address (indicate hardsh	wing are the facts upor ip or practical difficulty):	which I/we base t	he request for an Administrative
Architectura	1 Integrity- All	corner lots w	ith garages	in the immediate rear of the house
	10-15 ft. from design consista enclosed photog	the street. It nt with that o raphs.	would be lo f the neighb	ogical to keep the porhood. Please see
<u>Environmenta</u>	would remove va providing much side of my hous flies within a to lose this ar	luable trees, needed shade i e. They also p fragile suburb ea to locate t	plants, and n the summer rovide shelt an landscape he driveway	a long driveway green area, all along the western er for birds and but a shame and garageiin the SW er driveway is harmful
Cost Factor	we are ready to	locate the ga	rage at this	ce in the NW corner, so location saving and add another drive
That the Affiant(s) advertising fee and ma		ormal demand is filed, additional information.	Affiant(s) will be r	equired to pay a reposting and
Signature	$(w_1)_{i=1}$	Signatu	те	
Valerie D	aning	•		
Name - Type or Print	<i>x</i>	Name -	Type or Print	
	ND, COUNTY OF BALTIN	- 4		
MERIE	this 8 11 day of From the County aforesaid, per	/		me, a Notary Public of the State
the Affiant(s) herein, p	ersonally known or satisfa	ctorily identified to me a	s such Affiant(s)	
AS WITNESS my hand	d and Notariał Seal	Notan Public My Commission	on Evniras 3/1	7
DEV 40/05/04		my Commission		

KEV 10/25/01

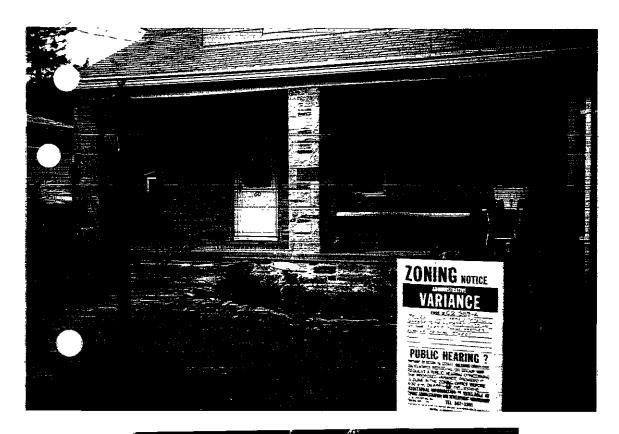
ZONING DESCRIPTION #60 GLENWOOD AVE. BECHNNING AT A POVNT ON THE

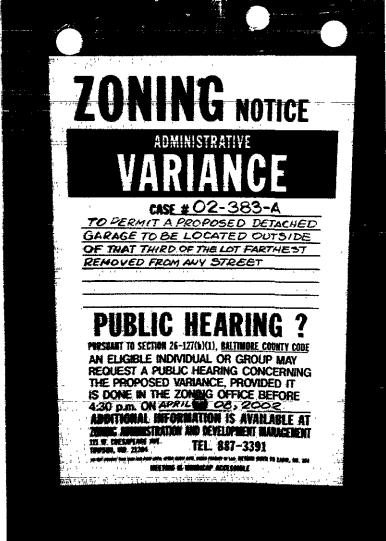
48^M

SOUTH WEST CORNER OF THE INTERSECTION OF
GLENWOOD AVE. (A 40'RW.) AND OXFORD PLACE (A 15 FT. RW)
BEING- LUTS # 8 | AND 82 IN THE SUBDINISION OF EAST
CATONSVILLE. CONSISTING OF 7, 600 SQ FT. BEING IN THE
1ST EVECTION DISTRICT. | ST COUNCIL DISTRICT.



CASHIER'S VALIDATION





1	RE: Case No.: 02-383-A
,	Petitioner/Developer:
	VALERIE DEARING
	Date of Hearing/Closing: 4-08-02
Baltimore County Department of Permits and Development Manag County Office Building, Room 1 111 West Chesapeake Avenue Fowson, MD 21204	gement
Attention: Ms. Gwendolyn Stepl	nens
Ladies and Gentlemen:	
This letter is to certify under the were posted conspicuously on th	penalties of perjury that the necessary sign(s) required by law e property located at
(00	GUEALWOOD AVE.
	•
The sign(s) were posted on	
	(Month, Day, Year)
	Sincerely,
	(Signature of Sign Poster and Date)
	GARLAND E. MOORE (Printed Name)
	3225 RYERSONI CIRCLE (Address)
	BALTIM DRE, MD, 21227 (City, State, Zip Code)
	(410) 242-4263
	(Telephone Number)

DEPARTMENT F PERMITS AND DEVELOPMENT MANAGEMENT

ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of the petitioner) and placement of a notice in a newspaper of general circulation in the County, both at least fifteen (15) days before the hearing.

Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted directly to the newspaper.

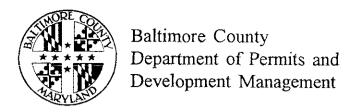
OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

For Newspaper Advertising:
tem Number or Gase Number 02-383-
Petitioner Valerie Dearing
Petitioner Valerie Dearing Address or Location. v 60 blenwood Ave. Catonsville
PLEASE FORWARD ADVERTISING BILL TO Name Valevie Deaving
Address 60 6 lenwood Ave. Catous Ville MD 21228
CATONSVILLE MIL) ZIZZX
Telephone Number 410 744 2843

ZONING REVIEW _

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

[
Case Number 02- 383 -A Address	60 GLENWOOD AVE,
Contact Person: V. LEWIS Planner, Please Print Your Name	Phone Number: 410-887-3391
Filing Date: 3/12/02 Posting Date: 3	
Any contact made with this office regarding the status of through the contact person (planner) using the case number	of the administrative variance should be r.
1. POSTING/COST: The petitioner must use one of the reverse side of this form) and the petitioner is responsing must be done only by one of the sign posteris again responsible for all associated costs. The zeroperty on or before the posting date noted above. date.	onsible for all printing/posting costs. Any ers on the approved list and the petitioner coning notice sign must be visible on the
 DEADLINE: The closing date is the deadline for an of a formal request for a public hearing. Please und request for a public hearing, the process is not complete. 	derstand that even if there is no formal
3. ORDER: After the closing date, the file will be re commissioner. He may: (a) grant the requested re order that the matter be set in for a public hearir (typically within 7 to 10 days of the closing date) as t denied, or will go to public hearing. The order will be	elief; (b) deny the requested relief; or (c) ng. You will receive written notification to whether the petition has been granted,
4. POSSIBLE PUBLIC HEARING AND REPOSTING: (whether due to a neighbor's formal request or by commissioner), notification will be forwarded to yo changed giving notice of the hearing date, time and I posted, certification of this change and a photograph this office.	order of the zoning or deputy zoning u. The sign on the property must be ocation. As when the sign was originally
(Detach Along Dotted Line)	
Petitioner: This Part of the Form is for the Sign Poster C	nly
USE THE ADMINISTRATIVE VARIAN	CE SIGN FORMAT
Case Number 02- 383 -A Address 60 G	LENWOOD AVE
Petitioner's Name VALERIE DEARING	Telephone 410 744 284 3
Posting Date: $\frac{3/22/62}{}$ Closin	ng Date:
Wording for Sign: <u>To Permit A PREPOSED DETACHE</u>	, ,
BUTSIDE OF THAT THIRD OF THE LOT FARTHEST	REMOVED FROM ANY STREET,
	·



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204 pdmlandacq@co.ba.md.us

April 8, 2002

Ms. Valerie Dearing 60 Glenwood Avenue Catonsville MD 21228

Dear Ms. Dearing:

RE: Case Number: 02-383-A, 60 Glenwood Avenue

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on March 12, 2002.

The Zoning Advisory Committee (ZAC), which consists of representatives from several approval agencies, has reviewed the plans that were submitted with your petition. All comments submitted thus far from the members of the ZAC are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to ensure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. All comments will be placed in the permanent case file.

If you need further information or have any questions, please do not hesitate to contact the commenting agency.

Very truly yours,

W. Carl Richards, Jr.

W. Carl Richards, Jr. GDZ Supervisor, Zoning Review

WCR: gdz

Enclosures

c: People's Counsel

Baltimore County
Fire Department

Development Management (PDM)

County Office Building, Room 111

Mail Stop #1105 111 West Chesapeake Avenue Towson, Maryland 21204

ATTENTION: George Zahner

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF March 25,2002

Item No.: See Below

Dear Mr. Zahner:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

Office of the Fire Marshal

Towson, Maryland 21286-5500

700 East Joppa Road

410-887-4880

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:

378, 381, 383, 386-389, 391-394, 396-400

REVIEWER: LIEUTENANT JIM MEZICK, Fire Marshal's Office PHONE 887-4881, MS-1102F

cc: File

COUNTY REVIEW GROUP MEETING {PRIVATE }

County Review Group comments

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:

Arnold Jablon

FROM:

R. Bruce Seeley 25 1767

DATE:

April 30, 2002

Zoning Advisory Committee Meeting of March 25, 2002

SUBJECT: NO COMMENTS FOR THE FOLLOWING ZONING ITEMS:

378, 379, 380, (383) 384, 385, 386, 387, 389, 390, 392, 395, 396, 397, 399

AV 4/4

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director Department of Permits and

DATE: April 5, 2002

FROM:

Arnold F. 'Pat' Keller, III

Development Management

Director, Office of Planning

APR 5

SUBJECT:

60 Glenwood Avenue

INFORMATION:

Item Number:

02-383

Petitioner:

Valerie Dearing

Zoning:

DR 5.5

Requested Action:

Variance

SUMMARY OF RECOMMENDATIONS:

The Office of Planning has determined that the proposed garage should be setback no less that 20 feet from the edge of the existing pavement. Said structure should be constructed of similar material and design as the principal dwelling.

Prepared by:

Move of Li

Section Chief:

ATTENT ARACL



Parris N. Glendening Governor

John D. Porcari Secretary

Parker F. Williams Administrator

Date: 3 . 26 . 02

Mr. George Zahner Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

RE:

Baltimore County

Item No. 383

Dear, Mr. Zahner:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Should you have any questions regarding this matter, please contact Larry Gredlein at 410-545-5606 or by E-mail at (Igredlein@sha.state.md.us).

Very truly yours,

1.1. dall

Kenneth A. McDonald Jr., Chief Engineering Access Permits Division

NORTH SCALE OF DRAWING: 1" - 30	ON FORTO PLACE ON TO STATE TO	PLATATO ACCOMPANY PETITION FOR ZONING WARIANCE SP PROPERTY ADDRESS 60 G-PHANCO AVE. SUBDIVISION NAME TOST CATONSY 1/2 PLATABOOK # FOLIO # LOT # 81 SECTION # OWNER Valerie Dearing 950
CHESAPEAKE BAY CRITICAL AREA 100 YEAR FLOOD PLAIN HISTORIC PROPERTY BUILDING PRIOR ZONING HEARING ZONING OFFICE USE ONLY REVIEWED BY 1 JL 7288 #	COUNCIL MANUE DISTRICT COUNCIL MANUE DIST	ECIAL TO DESCRIPTION OF THE COLUMN TO THE CO

Pet. Ex. #1

THE PLAT IS OF BENEFIT TO A CONSUMER ONLY INSOFAR AS IT IS REQUIRED BY A LENDER OR A TITLE INSURANCE COMPANY OR ITS AGENT IN (0758176Z CONNECTION WITH CONTEMPLATED TRANSFER, FINANCING OR RE-FINANCING. THE PLAT IS NOT EAST , A MORE ACCURATE METES & BOUNDS TO BE RELED UPON FOR THE ESTABLISHMENT OR LOCATION OF FENCES, GARAGES, BUILDINGS, OR OTHER EXISTING OR FUTURE IMPROVEMENTS: AND SURVEY IS REQUIRED TO DETERMINE CATENSVILLE THE EXACT OF TRUE RELATIONSHIP OF THE WOOD FENCE THE PLAT DOES NOT PROVIDE FOR THE ACCURATE MATBOOK! OF THE WOOD DENTIFICATION OF PROPERTY BOUNDARY LINES. BUT SUCH EDENTIFICATION MAY NOT BE REQUIRED FOR THE TRANSFER OF TITLE OR SECURING PAGE 215 FINANCING OR REFINANCING. BALT. CO. THIS PROPERTY IS NOT LOCATED WITHIN ANY MARYLAND PREVIOUSLY DETERMINED FLOOD PLAIN AREA, UNLESS OTHERWISE INDICATED. 80.0 DECK DORCH FRONT 40.0 40.0 61ENW00D (30R/W) LOCATION SURVEY NO.60 GLENWOOD AVE SCALE 1-20

8316+ کیا

THIS IS TO CERTIFY THAT ON APRIL 2 : PERFORMED A LOCATION SURVEY ON THE SUBJECT PROPERTY FOR THE PURPOSE OF LOCATING THE IMPROVEMENTS THEREON AND SAID EMPROVEMENTS ARE LOCATED WITHIN THE BOUNDARIES OF THE SUBJECT PROPERTY, UNLESS INDICATED

BY ASTERISK .

THOMAS M. HOFFMAN

The Surveyors
Professional Land Surveyors

3502 HORTON AVENUE BALTIMORE, MD 21225 (410) 355-0250

